



Montgomery County, Maryland

COUNTY COUNCIL AGENDA

COUNCIL HEARING ROOM, 100 MARYLAND AVENUE, ROCKVILLE, MARYLAND 20850
240/777-7900 • TTY 240/777-7914 • FAX 240/777-7989 • www.co.mo.md.us/council

The Council Agenda is subject to change any time after printing or during the Council meeting. Please contact the Council Office to obtain current information.

*This meeting will be televised live on Channel 6;
repeated on 9/29/06 at 8 pm and 9/30/06 at 9 am*

Tuesday, September 26, 2006

9:30 **INVOCATION** - Reverend Ginger Luke, River Road Unitarian Universalist Church, Bethesda

9:35 **GENERAL BUSINESS**

- (1) A. **Announcement** - Agenda and Calendar Changes (Lauer)
- B. **Acknowledgement** - Receipt of Petitions (Lacefield)
- C. **Action** - Approval of Minutes: August 1 and 15, 2006 (Lauer)

(2) 9:40 **CONSENT CALENDAR**

A. **Introduction** - Resolution to approve a certain finance plan of the Washington Suburban Sanitary Commission for the issuance of refunding bonds (Levchenko)
Action is tentatively scheduled for 10/3/06.

B. **Introduction** - Supplemental appropriation to the Montgomery County Public Schools' FY07 Operating Budget - \$360,171 for Aging School Program (Source: State Grant) (Planell)
Public Hearing is scheduled for 10/10/06 at 1:30 pm.

C. **Action** - Resolution to approve the FY07 schedule of revenue estimates and appropriations (Sherer)

D. **Action** - Resolution to adopt National Incident Management System (NIMS) in Montgomery County (Davidson)

- (3) 9:45 **ACTION** - Resolution to approve FY08 Budget Priorities and Performance Measures (Farber)
MFP Committee recommendations will be available 9/25/06.

10:15 DISTRICT COUNCIL SESSION

- (4) A. **Action - Development Plan Amendment DPA 06-3** (Zyontz)
Applicant: Cornerstone Land, LLC (Martin J. Hutt, Attorney)
Property: 0.96 acres located at North side of Clopper Road between Route 118 & Liberty Mill Rd., Germantown
Action: Amend the Development Plan accompanying LMA G-717
Recommendations: Planning Staff: Approve
Planning Board: Approve
Hearing Examiner: No Report
- (5) B. **Action - Zoning Text Amendment 06-20, Mixed-Use-Town Center/TDR (MXTC/TDR) Zone - Establishment** (Zyontz)
PHED Committee recommends approval.
- (6) C. **Action - Damascus Sectional Map Amendment (G-854)** (Michaelson)
PHED Committee recommends approval.
- (7) D. **Action - Consideration of Hearing Examiner's Report and Recommendation:** (Zyontz)
Application No: G-842/DPA 06-2
Applicant: Hampden Lane Associates, L.L.C. (Patricia A. Harris, Attorney)
Property: 22,611 square feet located at 4913, 4915, 4917, 4919 and 4921 Hampden Lane, Bethesda
Action: Rezone from R-60 to TS-R
Recommendations: Planning Staff: Approve
Planning Board: Approve
Hearing Examiner: Remand
- (8) E. **Oral Argument and consideration of Hearing Examiner's Report and Recommendation:** (Zyontz)
Application No: G-841
Applicant: Shady Grove Investors I, LLC and Shady Grove Investors, II, LLC (Scott C. Wallace, Attorney)
Property: 6.92088 acres located at the Northeast quadrant of the intersection of Omega Drive and Research Boulevard, Gaithersburg
Action: Rezone from C-2 to PD-44
Recommendations: Planning Staff: Approve
Planning Board: Approve
Hearing Examiner: Deny

12:30 RECESS

- (9) 1:30 **PUBLIC HEARING - Zoning Text Amendment 06-23, Signs - Place of Assembly** (Zyontz)
PHED Committee worksession tentatively scheduled for 9/28/06.

- (10) 1:30 **PUBLIC HEARING** - Zoning Text Amendment 06-22, Office - Real Estate - C-1 and C-2 Zones (Zyontz)

PHED Committee worksession tentatively scheduled for 9/28/06.

2:00 **ED Committee** (6th floor Council Conference Room)

2:00 **T&E Committee** (7th floor Council Hearing Room)

ADJOURN

The following appointments were received from the County Executive and are tentatively scheduled for confirmation on October 3, 2006:

Advisory Board for the Montgomery Cares Program: Joy Austin-Lane

Board of License Commissioners: Eugene M. Thirolf

Board of Registration for Building Contractors: Anthony J. Crane

Commission on Health: Leslie P. Boss, Samuel P. Korper, Jessica B. Moore, Pamela Brancaccio, Wendy W. Friar

Commission on People with Disabilities: Shane Feldman, Stephen R. Hage, Arlene McCrehan, Janice M. Barrett, Craig A. Brieske, Anita L. Cohen, John G. Miers, Denise R. Thomas, Michael L. Hetchkop, Beth Mellen Harrison

Library Board: Althea Grey-McKenzie, Otto E. Lewis, Jr., Robert Lyford, Niyati P. Pandya, Aurelio "PJ" Rivera

FUTURE COUNCIL MEETINGS

County Council meeting notices are posted on the bulletin board in the fifth floor lobby of the Council Office Building in Rockville, pursuant to State law.

Note: See the COMMITTEE AGENDA for a listing of the Committee meetings currently scheduled.

Oct 3, 2006	9:30 am	Regular Session
Oct 10, 2006	9:30 am	Regular Session
Oct 17, 2006	9:30 am	Regular Session
Oct 24, 2006	9:30 am	Regular Session
Oct 31, 2006	9:30 am	Regular Session
Nov 6 - 20, 2006		RECESS

FUTURE PUBLIC HEARINGS
To testify call 240-777-7931

October 3, 2006

- 1:30 pm Special appropriation to the MCPS' FY07 Operating Budget - \$400,000 for Automated External Defibrillator Program
- 1:30 pm Supplemental appropriation to the MCPS' FY07 Operating Budget - \$997,433 for Teaching American History Program
- 1:30 pm Supplemental appropriation to the County Government's FY07 Operating Budget, DHHS, Children, Youth, and Family Services - \$370,211 for Crossroads Youth Opportunity Center Demonstration Grant
- 1:30 pm Special appropriations to the County Government's FY07 Operating Budget, Department of Recreation - \$206,270 for Paint Branch Sports Academy, \$206,270 for Springbrook Sports Academy, and \$169,230 for Wheaton Sports Academy
- 1:30 pm **Expedited Bill 40-06**, Cable Communications - Amendments
- 1:30 pm **Expedited Bill 41-06**, Consumer Protection - Internet Access

October 10, 2006

- 1:30 pm Resolution to approve the Franchise Agreement for Use of Public Right-of-Way: Xspedius
- 1:30 pm **Bill 38-06**, Technical Corrections
- 1:30 pm Resolution to establish FY08 Spending Control Limits for the Washington Suburban Sanitary Commission
- 1:30 pm Supplemental appropriation to the County Government's FY07 Capital Budget and amendment to the FY07-12 CIP, DPWT - \$1,608,000 for Multi-Agency Driver Training Facility
- 1:30 pm Supplemental appropriation to the MCPS' FY07 Operating Budget - \$360,171 for Aging School Program

October 24, 2006

- 1:30 pm **Expedited Bill 39-06**, Streets and Roads - Fees - Preliminary Subdivision Plans
- 1:30 pm Subdivision Regulation Amendment 06-02, Fees - Preliminary Subdivision Plans
- 1:30 pm Zoning Text Amendment 06-24, Home Occupations - Furniture displays
- 1:30 pm Clarksburg Corrective Map Amendment (G-857)



If persons with disabilities need services or aides to participate in any Council activity, please call 240-777-7900 five days in advance. This agenda is available in an alternative format upon request.

www.montgomerycountymd.gov/council

**COUNCIL SEEKS APPLICANTS
FOR GRANTS ADVISORY GROUP**

Deadline 5:00 P.M. November 9, 2006

The County Council is seeking applicants for positions on its fiscal year 2008 Grants Advisory Group. The Council will appoint this community panel to review grant applications and advise it on proposals received from the non-profit community. The Council believes that a strong partnership with non-profit organizations is critical in meeting the County's needs. The Council has established a grants process in which the Council accepts applications from non-profit organizations seeking funds, forwards proposals to the Grants Advisory Group for advice and comments, and makes funding decisions during its spring budget deliberations.

The Grants Advisory Group will be appointed by December 12, 2006 and will be asked to report to the Council by the end of April 2007. Panel members will need to attend training sessions and review relevant materials during late January and February. The applications review will take place between March 1 and April 15, with a report due to the Council by the end of April.

The Grants Advisory Group will be asked to provide the Council with comments on each of the grant proposals and, if necessary, make site visits for clarifications. The Advisory Group will consist of 20 to 24 members. The workload will vary based on the number of applications received and panel members appointed; however, it is expected that each member would review 25-35 applications.

The Grants Advisory Group will be appointed by the County Council and will represent a balance of different points of view and diversity in the County. Volunteers for the Grants Advisory Group can come from panels reviewing Community Development Block Grants or Community Service Grants as well as from other advisory boards or community groups. Applicants for the Advisory Group cannot be a member of a Board of a group applying for grant funding. The Council will designate the Chair and Vice-Chair of the Advisory Group.

Interested persons should submit their letter of interest with a resume to Council President, Montgomery County Council Office, Stella B. Werner Council Office Building, 100 Maryland Avenue, Rockville, Maryland 20850. Letters of interest **must be received no later than 5:00 p.m. on Thursday, November 9, 2006**. Questions regarding the Grants Advisory Group may be directed to Council staff member Joan Planell at 240/777-7949 or Justina Ferber at 240/777-7938.

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Montgomery County Council
Legislative Information Services

Packet Index

Tuesday, September 26, 2006

Item Number	Note	Staff
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Agenda Item #1

There were no Petitions received in LIS this week.

Lacefield



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ADDENDUM

Tuesday, September 26, 2006

(2) 9:40 CONSENT CALENDAR

Add: E. **Introduction** - Special appropriations to the MNCPPC's FY07 Capital Budget: (Michaelson)
1) \$2,545,000 for Acquisition: Local Parks (Source: Program Open Space)
2) \$2,000,000 for Acquisition: Non-Local Parks (Source: Program Open Space)
Public Hearing is scheduled for 10/17/06 at 1:30 pm.

Add: F. **Introduction** - Special appropriations to the MNCPPC's FY07 Capital Budget and amendment to the FY07-12 Capital Improvements Program: (Michaelson)
1) \$1,087,000 for South Germantown SoccerPlex (Source: G.O. Bonds, Contributions and Program Open Space)
2) \$3,800,000 for Lake Needwood Dam Remediation (Source: G.O. Bonds and Current Revenue)
3) \$563,000 for Ballfield Initiatives (Source: Program Open Space)
4) \$188,000 for Restoration of Historic Structures (Source: Program Open Space)
Public Hearing is scheduled for 10/17/06 at 1:30 pm.

Add: G. **Introduction** of the following amendments to the MNCPPC's FY07-12 Capital Improvements Program: (Michaelson)
1) Rock Creek Trail Pedestrian Bridge
2) Wheaton Tennis Bubble Renovation
Public Hearing is scheduled for 10/17/06 at 1:30 pm.